



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

LCC:lc  
Docket No: 6314-99  
17 May 2000

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

[REDACTED]

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments  
(2) OPNAV memo 7220 Ser N130E2/0U0102 of 15 Feb 00  
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show that the orders which sent Petitioner on Temporary Additional Duty (TAD) were modified to authorize per diem, TAD in excess of six months, and use of privately owned vehicle (POV) for transportation from place of lodging to TAD site and return.

2. The Board, consisting of Mses. Gilbert, Hardbower, and Mr. Zarnesky, reviewed Petitioner's allegations of error and injustice on 16 May 2000 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

#### CONCLUSION

Upon review and consideration of all the evidence of record; and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, to show that:

a. The TAD order and each subsequent order which extended the period of TAD from PMOSSP, Great Neck, NY to NOTU, Cape Canaveral, FL was modified to include funds for per diem and authorized use of a POV as a mode of transportation from his place of lodging to his TAD duty site. Each TAD order was also modified to authorize the use of a POV between his place of lodging and his TAD site in excess of 30 miles for each round trip between Satellite Beach, FL, place of lodging, to NOTU, Cape Canaveral, FL, TAD duty site in accordance with (IAW) Joint Federal Travel Regulations (JFTR), paragraph U3510.B.3. Petitioner was residing with relatives during the period of this TAD and is not authorized per diem for lodging.

b. NOTU sent a message on 17 November 1997 to OPNAV, 7220/130 requesting Petitioner's TAD be extended for an additional six months IAW JFTR, paragraph U2145.B and on 18 November 1997 the period of extended TAD was approved and a message sent to NOTU advising NOTU the additional period of six months TAD was approved.

c. NOTU sent a second message on 19 May 1998 to OPNAV, 7220/130 requesting Petitioner's TAD be extended for an additional six months IAW JFTR, paragraph U2145.B and on 21 May 1998 the period of extended TAD was approved and a message sent to NOTU advising NOTU the additional period of six months TAD was approved.

d. NOTU sent a third message on 15 November 1998 to OPNAV, 7220/130 requesting Petitioner TAD be extended for an additional 31 days IAW JFTR, paragraph U2145.B and on 17 November 1998 the period of extended TAD was approved and a message sent to NOTU advising NOTU that the additional period of 31 days TAD was approved.

f. In the event Petitioner has lost or misplaced one or more of the original TAD orders he will be paid the authorized per diem for the period 12 June 1997 through 31 December 1998 as authorized by this action.


g. In the event Petitioner does not have a copy of previously paid vouchers, the Agency making the computation will ascertain monies paid on this TAD from Petitioner's active duty pay account to aid them in completing the computation of monies due.

(NOTE: Petitioner must go to the closest naval disbursing office that computes travel vouchers and ask them to compute monies due for this action. Petitioner should present a copy of any previously paid vouchers pertaining to this TAD. **The Agency making the computation will not make the actual payment.** Petitioner will forward the computation of monies due, a copy of this letter and all other vouchers pertaining to this TAD to DFAS-DE/FYCC, 6760 E. Irvington Place, Denver, CO 80279-7100.)

h. That a copy of this Report of Proceedings be filed in Petitioner's naval record.


4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN  
Recorder

  
G. L. ADAMS  
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

17 May 2000

  
W. DEAN PFEIFFER  
Executive Director